



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/801,415	03/15/2004	Tomas Smetana	P/4476-3	1960
2352 7590 12/17/2007 OSTROLENK FABER GERB & SOFFEN 1180 AVENUE OF THE AMERICAS NEW YORK, NY 100368403				
			EXAMINER AFZALI, SARANG	
			ART UNIT 3726	PAPER NUMBER
			MAIL DATE 12/17/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/801,415

Applicant(s)

SMETANA ET AL.

Examiner

Sarang Afzali

Art Unit

3726

All participants (applicant, applicant's representative, PTO personnel):

(1) Sarang Afzali.

(3) David Torrente.

(2) David Bryant.

(4) _____.

Date of Interview: 12/12/2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 1 and 2.

Identification of prior art discussed: Franke, Russ et al., Wuensch and Rosko.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.



DAVID P. BRYANT
SUPERVISORY PATENT EXAMINER

Examiner Note: You must sign this form unless it is an
Attachment to a signed Office action.

Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Applicant's representative, Mr. Torrente made convincing arguments regarding the limitations of "compression connection", "radially overlap" and "outer machine part is deformed radially outward" and as such, the examiners agreed to withdraw all the claim rejections under 35 USC 112 first paragraph.

As for rejection of claim 1 anticipated by Russ et al., Mr. Torrente convincingly argued that incorporating the limitations of claim 2 (tensioning roller and raceway ring) into claim 1 would overcome Russ et al.

As for rejection of claims 1 and 2 anticipated by Franke or in alternative as obvious over Franke in view of either one of Wuensch or Rosko, Mr. Torrente argued that regardless of whether Franke teaches the "compression connection" of the two parts anticipated alone or obvious in combination with either of Wuensch or Rosko, they all fail to teach that outer machine part is deformed radially outward into the "plastic range of material strain" as recited in claim 1. Mr. Torrente discussed in more detail how this requirement of "deformed into the plastic range of material strain" is the key to their Applicant's invention as further disclosed in Figures 1 & 2.

Mr. Torrente was advised to file a formal response. No patentability commitment was made.